

MEETINGS TO DATE 12
NO. OF REGULARS 8
NO. OF SPECIALS 4

LANCASTER, NEW YORK
APRIL 29, 1974

A Special Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 29th day of April, 1974 at 7:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY

PURPOSE OF THE MEETING:

This meeting was called by the Supervisor of the Town of Lancaster to consider the adoption of a Home Rule Message in connection with Assembly Bill No. 12007-A and the adoption of a memorial resolution supporting County of Erie Local Law No. 3 (Print 4), "A Local Law Prohibiting the Sale of Non-returnable Beverage Containers", and such other and further business as may regularly come before a Regular Town Board Meeting.

The Town Clerk presented a "Waiver of Notice of Special Meeting" subscribed to by the Supervisor and all Councilmen.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore sought enactment of a Bill to amend Subdivision 4 of Section 142 of the Highway Law, in relation to expenditures for Town Highway purposes, and

WHEREAS, Assembly Bill No. 12007-A is presently before the Assembly of the State of New York, and

WHEREAS, a Home Rule Request, pursuant to Article IX of the Constitution, is required for enactment of such special law,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby declares that a necessity exists for the enactment of a Bill to amend Subdivision 4 of Section 142 of the Highway Law in relation to certain expenditures by the Town of Lancaster without the affirmative vote of a Town Election within certain limits by reason of the fact that the Town of Lancaster does not have the power to enact such legislation by Local Law and by further reason of the fact that such special legislation is necessary to provide Highway facilities without the delay of a special election and to provide such facilities before rapidly rising construction costs place such facilities out of financial reach of the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Supervisor and Town Clerk be and hereby are authorized and directed to execute the Home Rule Request form and forward two copies to the Senate and two copies to the Assembly of the State of New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

April 29, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER, TO WIT:

WHEREAS, the Erie County Legislature is considering the adoption of
County of Erie Local Law No. 3 (Print 4), "A Local Law Prohibiting the Sale
of Non-returnable Beverage Containers", and

WHEREAS, the use of non-returnable beverage containers pollutes the
environment in littering roadways, parks and other public and private areas
by the thoughtless action of many users of beverages packed in non-returnable
containers and greatly increases the flow of solid waste into Sanitary Land
Fills,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster memorializes
the Erie County Legislature of its support for the passage of County of Erie
Local Law No. 3 (Print 4), "A Local Law Prohibiting the Sale of Non-returnable
Beverage Containers", and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded by
the Town Clerk to 17th District County Legislator Norman J. Wolf, Jr., and
to 4th District County Legislator Richard Slisz.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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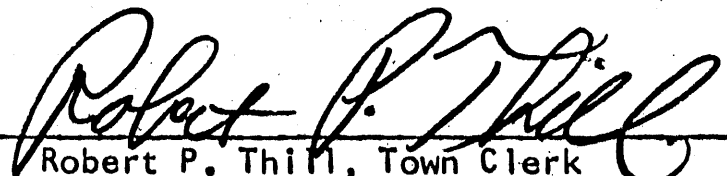
The resolution was thereupon unanimously adopted.

April 29, 1974

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN BARNHARDT
AND CARRIED, the meeting was adjourned at 7:05 P.M.

Signed


Robert P. Thill, Town Clerk